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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

MIKE GLEASON,  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
KRISTIN K. MAYES  
GARY PIERCE

2007 SEP 10 P 4: 45

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

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IN THE MATTER OF THE CONSIDERATION  
PURSUANT TO A.R.S. § 40-252, TO MODIFY  
DECISION NO. 67744 RELATING TO THE  
SELF-BUILD OPTION

DOCKET NO. E-01345A-07-0420

REQUEST FOR PROCEDURAL  
SCHEDULE

In Decision No. 69663 (June 28, 2007), the Arizona Corporation Commission ("Commission") ordered the Hearing Division to conduct a proceeding pursuant to A.R.S. 40-252 to consider modifying Decision No. 67744 (April 7, 2005) relating to the self-build option.<sup>1</sup> As ordered in the July 13, 2007 Procedural Order, Arizona Public Service Company ("APS" or "Company") hereby submits a proposed procedural schedule in this docket, which has been discussed with Commission Staff and the interested parties who have requested intervention in this docket ("Parties"). For the most part, there is general agreement among the Parties regarding this proposal, with the exception of Tucson Electric Power Company ("TEP") and UNS Electric, Inc. ("UNS").

While the Parties had originally discussed an alternative schedule, as was described in the Comments on Proposed Procedural Schedule ("September 6<sup>th</sup> Comments") that was filed on behalf of Mesquite Power, L.L.C., Southwestern Power Group II, L.L.C. and Bowie Power Station, L.L.C. (collectively "Mesquite/SWPG/Bowie"), upon further consideration, the following schedule is proposed:

Simultaneous filing of Direct Testimony by all Parties: January 11, 2008

Simultaneous filing of Rebuttal Testimony by all Parties: February 4, 2008

Evidentiary Hearing to commence: February 13, 2008

<sup>1</sup> See Decision No. 67744 at pages 25-26, and Attachment A (Settlement Agreement adopted by that Decision) at ¶ 74.

1 The following Parties agreed or did not object to the proposed schedule: Commission  
2 Staff; the Residential Utility Consumer Office; Gila River Power, LP; Phelps Dodge Mining  
3 Company; Arizonans for Electric Choice and Competition; K.R. Saline & Associates, PLC;  
4 the Distributed Energy Association of Arizona; the Electric Generation Alliance; the Town  
5 of Wickenburg; Navopache Electric Cooperative, Inc.; Mohave Electric Cooperative, Inc.;  
6 Southwest Energy Efficiency Project; Western Resource Advocates; and Greg Patterson.  
7 Although the Company was unable to speak directly to their counsel,  
8 Mesquite/SWPG/Bowie indicated in their September 6<sup>th</sup> Comments that they would have no  
9 objection to a procedural schedule in the early months of 2008. Counsel for TEP and UNS  
10 expressed concerns about the proposed schedule.

11 APS requests that all pleadings, correspondence, discovery and other documents in  
12 connection with this matter be directed to the following:

13 Deborah R. Scott  
14 Thomas L. Mumaw  
15 Pinnacle West Capital Corporation  
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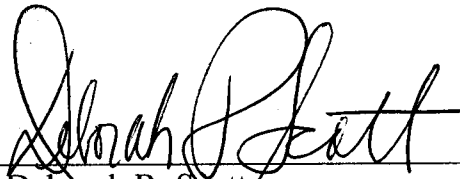
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21 Director of Planning & Resource Acquisition  
22 Arizona Public Service Company  
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3 Arizona Public Service Company  
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8 E-mail: Barbara.Klemstine@aps.com

9 THEREFORE, APS respectfully requests that the Administrative Law Judge issue a  
10 procedural order that, to the extent possible, reflects the Parties' proposed procedural  
11 schedule.

12 RESPECTFULLY SUBMITTED this 10<sup>th</sup> day of September, 2007.

13 PINNACLE WEST CAPITAL CORPORATION  
14 LAW DEPARTMENT

15 By:   
16 Deborah R. Scott  
17 Thomas L. Mumaw  
18 Attorneys for Arizona Public Service Company

19 ORIGINAL and thirteen (13) copies  
20 of the foregoing filed this 10<sup>th</sup> day of  
21 September 2007, with:

22 Docket Control  
23 ARIZONA CORPORATION COMMISSION  
24 1200 West Washington Street  
25 Phoenix, Arizona 85007

26 COPIES of the foregoing mailed, hand-delivered,  
27 faxed or transmitted electronically this 10<sup>th</sup> day  
28 of September, 2007 to:

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30 Chief Administrative Law Judge  
31 Hearing Division  
32 Arizona Corporation Commission  
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34 Phoenix, Arizona 85007

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